

# H.B. 208

## UNCLAIMED PROPERTY AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 3, 2005 2:12 PM

---

Representative **Wayne A. Harper** proposes the following amendments:

1. *Page 5, Lines 143 through 149*

*House Committee Amendments*

*1-31-2005:*

143           (4) A person claiming ownership of property seized as evidence in a criminal matter  
144 may petition the court for its return. After sufficient notice is given to the prosecutor, the court  
145 may order that the property be:

146           (a) ~~{destroyed}~~ returned to the rightful owner as determined by the court ;

147           (b) applied toward restitution, fines, or fees in an amount set by the court;

148           (c) converted to public interest use; or

149           (d) ~~{returned to any rightful owner as determined by the court}~~ destroyed .

(5) Property ordered returned to the rightful owner shall be returned as expeditiously as possible.